

AGENDA
Baltimore City Civilian Review Board
REGULAR MEETING
Thursday, November 19, 2020
Place: Enabled by Cisco WebEX
6:00-8:00 pm

- I. Welcome & call to order.
- II. Review and approval of agenda.
- III. Review and approval of minutes from the September 17, 2020 meeting.
- IV. New Complaints:
 - A. **CRB2020-0037:** Complaint filed 10/16/2020 against officers in the Northern District. The Complaint alleges on 9/22/2020 the Complainant was in a vehicle eating Chipotle with friends when another car slowly passed them looking into their car, then reversed and parked in a way that blocked in the car the Complainant was sitting in. A white officer approached the car, the Complainant rolled down the window and asked the officer how he was doing. The officer looked in the backseat and saw someone with a joint. The passenger was searched, nothing was found. The Complainant wanted to leave, so he attempted to get out of the car and walk away, as the car was not his. The officer grabbed him and pushed him back into the car. The Complainant again tried to walk away but several officers restrained him, he was pushed against the car and a brick wall while the officers tried to restrain him, during which an officer pulled off his fanny pack, which contained an illegal weapon. He was eventually tased by two tasers. The Complainant has sustained nerve and muscle injuries from being tased.
 - B. **CRB2020-0038:** Complaint filed 10/21/2020. Complaint alleges that on or about 10/6/2020 the Complainant was delivering for Doordash when officers approached his parked car, there was a passenger inside. The officers said they smelled marijuana so they searched the car.
 - C. **CRB2020-0040:** Complaint filed on 11/10/2020 against officers in the Northeast District. At 1530 hours, the Complainant got into a car to drive friends and family only to his father's home. A police car was directly in front of them, the police car eventually did a u-turn and pulled the Complainant over. The officers said they stopped the car because someone threw trash out of the window and the tints were too dark, and then they stated that they smelled marijuana and was going to search the car. They asked everyone to get out of the car and if there were any weapons or controller dangerous substances in the car. The Complainant stated that there was a weapon in the glove box, and both he and his father stated they had marijuana. They were arrested. A medic was called because of the Complainant's asthma. The Complainant was taken to Northern District, then Central Booking, and was released several hours later.
 - D. **CRB2020-0044:** Complaint filed on 11/13/2020 against officers in the Central District. The Complaint alleges that on 10/2/2020, the Complainant called the police because he was having issues with her son who suffers from mental health issues. Later the day, the Complainant got an emergency evaluation for his son, and unbeknownst to her, the officer issued an arrest warrant for her son, as well. On 10/9/2020, the Complainant called the police because a window in his kitchen was broken. Upon closer inspection, it was broken from the inside, not the outside. Officers asked the Complainant if he saw

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who broke it, the Complainant did not actually see his son break the window, but assumed it was him. The officers saw a bottle of kerosene on the oven (which was inoperable at the time). The arrest warrant issued for the disabled son is based on attempted homicide charges. The officer escalated the situation and filed needless, violent charges.

V. Completed Cases:

- A. **CRB2018-0131/PIB2018-0488**: Allegation – AL; Complaint filed 8/23/2018, expired on 8/22/19 (backlog case): On 8/24/2018, officers executed a search warrant at her grandmother's home and states that they found marijuana in her grandmother's room and made insulting comments about the grandmother and messed up the home during the search. At the scene, the supervising officer pulled that officer aside and reminded the officer that it is important to have good interactions with citizens and to look at Policy 302. On 10/3/2018, the Complainant provided a recorded statement to a PIB investigator, the statement matched up with the original Complainant. PIB's report shows that three officers gave statements to PIB and there is body worn camera footage of the incident. PIB has already concluded this case.
- B. **CRB2019-0203/PIB2020-0468**: Allegations - EF, FA, FI, H, AL; Complaint filed 12/5/2019, expires 12/04/20: On 12/2/2019, Complainant was pulled over on Cherry Hill Rd. by a white plain-clothes officer, there were three additional officers. Officer asked for license and registration and then asked the Complainant to get out of the car. An officer ended up putting hands around the neck of the passenger in Complainant's car, pulled the passenger out of the car, cuffed him, put him on the ground with a knee in his back, passenger screamed for help because he could not breath. Car was searched. Officer advised that Complainant was pulled over because of the tint on her window, but wasn't given a citation or ticket. Officers said they were looking for the passenger, same officers have harassed passenger in the past. Complainant fears for her life due to these officers and the passengers, too. Car was damaged by the offices and things were broken. Statement of Probable Cause (SOC) states that the officer stopped the care due to the window tints, and the passenger was identified. Officer could smell strong, unburnt marijuana emitting from passenger side of the car. Officers asked them to exit the car, Complainant did so, but the passenger did not. Officers state passenger was sweating and trying to conceal a fanny pack. Officers eventually got passenger out of the car, searched him and found a weapon and controlled dangerous substances. Passenger was placed under arrest and taken to Harbor Hospital. PIB documents indicate that body worn camera footage is available, but it doesn't appear that it was provided to CRB.
- C. **CRB2019-0204/PIB2019-1710**: Allegations - FA, FI, H; Complaint filed 12/4/2019, expires: 12/03/20: Complainant filed Complaint on behalf of her son, who was falsely arrested on 9/23/2019. The Complaint alleges that the Victim was arrested by five officers because he fit the description of a robbery suspect. But, at first, the officers did not tell the Victim why he was being arrested. During interrogation, the officers were upset because the Victim did not want to say anything, so the officers took his shoes, made him walk outside barefoot, and charged him with other charges. According to the Victim's attorney, the BWC showed the police stop the Victim and two friends, line them

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up, and the crime victim came to identify them, the crime victim did not identify the Victim, but identified one of the other individuals. The charges against the Victim were eventually nol prossed, as the crime victim again did not identify the Victim. A police report incorrectly states that the crime victim positively identified the Victim as the person who punched her and took her purse, but per the BWC footage the crime victim did not identify the Victim. CRB requests for information were made on 1/14/2020 and 10/14/2020, and information was provided to CRB on 10/15/2020; however, "the following information requested was not uploaded and included: 911/KGA Recordings, Advice of Rights Form, CCTV Footage, CAD Reports, Evidence Submission, Photogenic Array Form, Action Form and Information Sheet, Property Receipt Form, Statement of Probable Cause, Video of Victim's Interrogation and interview notes for all involved officers." A third request for the Victim's interrogation room video was made on November 9, 2020 and returned negative results (the Victim's attorney has viewed the interrogation video). On 10/21/2020, CRB investigators sent interview requests to the witness officers; none responded. PIB has completed this case, but it is subject to revision following CRB's determinations.

- D. **CRB2019-0125/PIB2019-0474:** Allegation: H; Complaint filed 3/18/2019, expired; Board reviewed, and placed on hold, Interpreter is in place for November meeting for Complainant: The Complaint alleges that on 2/10/2019, he was robbed at gun-point, called the police and requested an interpreter, as he is deaf. The officers who responded did not bring an interpreter, Complainant was taken back to the command station, where no interpreter was provided and the Complainant was laughed at by officers. Robbery case was dismissed because officers did not communicate with the Complainant. BWC footage provided by PIB was reviewed and presented additional facts.
- E. **CRB2019-0104/PIB19-0624:** The Complainant filed a complaint against a named BPD officer for false arrest, false imprisonment, excessive force, harassment, and abusive language. The Complainant states that during a traffic stop, the officer demanded the Complainant's keys and that the Complainant get out of the car or the officer was going to pull him out of the car. The Complainant felt uncomfortable with the officer's aggressive behavior and requested that a supervisor come to the scene. The officer's statement alleges that the Complainant was speeding and when the officer tried to pull the Complainant over, he turned down an alley. The officer then approached the Complainant and allegedly told the Complainant that he was being pulled over for speeding and fleeing and eluding. When additional officers arrived, the Complainant was handcuffed and taken to Central Booking. The charges were later nol prossed. Note: the CRB Investigator sent three evidence requests to PIB, on 1/3/2019, 2/6/2019, and 2/25/2019; however, the PIB final case file was not provided to CRB for sometime thereafter and the PIB final case file indicates that there was body worn camera footage available for this case but it was not provided to the CRB Investigator. Addendum forthcoming.
- F. **CRB2018-0139/PIB18-0528:** Complainant filed a complaint against two named officers from the BPD Central District for false arrest and false imprisonment. The Complainant alleges that she was illegally detained on 7/3/2018 and then illegally arrested on 7/17/2018 for a weapon that was found in an LA Nails salon. On 7/3/2018,

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the Complainant exited her doctor's office and approached her vehicle parked nearby. When she approached her vehicle, she saw that her boyfriend was handcuffed on the curb. The officers present at the scene stated that the vehicle stop was due to a window tint violation. The Complainant told the officers that she had paperwork for the window tint. The Complainant had to use the restroom and an officer escorted her to LA Nails to use their restroom. After leaving LA Nails, the Complainant left the scene to pick up her children from school. An officer went into the restroom the Complainant had used and found a gun in the trashcan, which was the basis for the Complainant's arrest. At some point, the k-9 Unit was called. A K-9 alerted to the vehicle and it was searched, which revealed some bullets that allegedly match the weapon found in the LA Nails restroom. On 10/22/2020, BWC footage was provided to CRB investigators, but PIB reported that no arrest warrant or fingerprint analysis exists.

- V. Public Comment
- VI. Old Business
 - Bylaws Vote
- VII. New Business
 - Administrative Meeting recap
 - Chair's 5 Point goals
- VIII. Adjournment